

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

EQUIPMENT CORPORATION OF  
AMERICA,

Civil Action No. 2:23-cv-01943-NR

Plaintiff,

v.

MONCON, INC. and  
ASPEN AMERICAN INSURANCE  
COMPANY,

Defendants.

**NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE  
AS TO DEFENDANT, ASPEN AMERICAN INSURANCE COMPANY, ONLY**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff, Equipment Corporation of America, by and through its undersigned counsel, hereby dismisses without prejudice its claims filed in the above-captioned action only as to Defendant, Aspen American Insurance Company.

Respectfully submitted,

CLARK HILL PLC

Dated: November 14, 2023

/s/ Danny P. Cerrone Jr.

Danny P. Cerrone Jr.

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*Attorneys for Plaintiff,  
Equipment Corporation of America*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE** was served this 14<sup>th</sup> day of November, 2023 upon the following as indicated:

**VIA EMAIL**

R. Brandon McCullough, Esquire  
Houston Harbaugh, P.C.  
Three Gateway Center  
401 Liberty Avenue, 22<sup>nd</sup> Floor  
Pittsburgh, PA 15222

**VIA FIRST CLASS MAIL**

Moncon, Inc.  
1460 Sheridan Boulevard  
Bronx, NY 10459

/s/ Danny P. Cerrone Jr.

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